

MAR 07 2006

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<b>To:</b>	<b>Examiner: Tung S. Lau</b> <b>Group Art Unit: 2863</b> <b>Confirmation No.: 3813</b>	<b>From:</b>	John S. Sensny
<b>Fax:</b>	571-273-8300	<b>Pages:</b>	19 (Including fax cover sheet)
<b>Phone:</b>		<b>Date:</b>	March 7, 2006
<b>Re:</b>	Applicants: Hiroshi Takayasu, et al. U.S. Patent Application No. 09/918,986 Filing Date: July 31, 2001 Docket: JP920000214US1 (19109)	<b>CC</b>	

**AMENDMENT UNDER 37 C.F.R. §1.111****TRANSMITTED HEREWITH:**

1. Amendment Transmittal Letter (in duplicate);
2. Amendment under 37 C.F.R. §1.111;
3. Authorization to charge IBM Deposit Account No. 09-0457/IBM in the amount of \$200.00 for the one extra independent claim fee; and
4. Certificate of Facsimile Transmission, dated March 7, 2006 (in duplicate).

**FOR:**

Applicants: Hiroshi Takayasu, et al.  
U.S. Patent Application No. 09/918,986  
Filing Date: July 31, 2001  
Docket: JP920000214US1 (19109)

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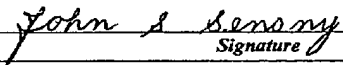
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<b>CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)</b> Applicant(s): <b>Hiroshi Takayasu, et al.</b>			Docket No. <b>JP920000214US1 (19109)</b>	
Application No. <b>09/918,986</b>	Filing Date <b>July 31, 2001</b>	Examiner <b>Tung S. Lau</b>	Group Art Unit <b>2863</b>	
Invention: <b>METHOD AND SYSTEM FOR DETERMINING THE PERFORMANCE OF DATA PROCESSING DEVICE WITH UNSYNCHRONIZED CLOCKS</b>				
<p>I hereby certify that this <u>AMENDMENT UNDER 37 C.F.R. §1.111</u> (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(571) 273-8300</u>) on <u>March 7, 2006</u> (Date)</p> <p style="text-align: right;"><u>John S. Sensny</u> (Typed or Printed Name of Person Signing Certificate) <u>John S. Sensny</u> (Signature)</p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>				

P18/REV02

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<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>					Docket No. <b>JP920000214US1 (19109)</b>	
Applicant(s): <b>Hiroshi Takayasu, et al.</b>						
Application No. <b>09/918,986</b>	Filing Date <b>July 31, 2001</b>	Examiner <b>Tung S. Lau</b>	Customer No. <b>23389</b>	Group Art Unit <b>2863</b>	Confirmation No. <b>3813</b>	
Invention: <b>METHOD AND APPARATUS FOR DETERMINING THE PERFORMANCE OF DATA PROCESSING DEVICE WITH UNSYNCHRONIZED CLOCKS</b>						
<u>COMMISSIONER FOR PATENTS:</u>						
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	17 -	20 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	5 -	4 =	1	x \$200.00	\$200.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$200.00</b>	
<input type="checkbox"/> No additional fee is required for amendment. <input checked="" type="checkbox"/> Please charge Deposit Account No. <b>09-0457/IBM</b> in the amount of <b>\$200.00</b> <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account <b>09-0457/IBM</b> <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 Signature			Dated: <b>March 7, 2006</b>			
<b>John S. Sensny</b> <b>Registration No. 28,757</b>  <b>Scully, Scott, Murphy &amp; Presser, P.C.</b> <b>400 Garden City Plaza - Suite 300</b> <b>Garden City, New York 11530</b> <b>(516) 742-4343</b>			<div style="border: 1px solid black; padding: 5px;">         I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____          (Date)           _____          Signature of Person Mailing Correspondence           _____          Typed or Printed Name of Person Mailing Correspondence       </div>			
cc: JSS:jy						

P11LARGE/REV09

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<b>CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)</b> Applicant(s): Hiroshi Takayasu, et al.			Docket No. JP920000214US1 (19109)
Application No. 09/918,986	Filing Date July 31, 2001	Examiner Tung S. Lau	Group Art Unit 2863
Invention: <b>METHOD AND SYSTEM FOR DETERMINING THE PERFORMANCE OF DATA PROCESSING DEVICE WITH UNSYNCHRONIZED CLOCKS</b>			
<p>I hereby certify that this <u>AMENDMENT UNDER 37 C.F.R. §1.111</u> (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(571) 273-8300</u> on <u>March 7, 2006</u> (Date)</p> <p><u>John S. Sensny</u> (Typed or Printed Name of Person Signing Certificate)</p> <p><u>John S. Sensny</u> (Signature)</p> <p>Note: Each paper must have its own certificate of mailing.</p>			

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****Applicant(s):** Hiroshi Takayasu, et al.**Examiner:** Tung S. Lau**Serial No:** 09/918,986**Art Unit:** 2863**Filed:** July 31, 2001**Docket:** JP920000214US1 (19109)**For:** METHOD AND APPARATUS FOR  
DETERMINING THE PERFORMANCE  
OF DATA PROCESSING DEVICE WITH  
UNSYNCHRONIZED CLOCKS**Dated:** March 7, 2006**Confirmation No:** 3813Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**AMENDMENT UNDER 37 C.F.R. §1.111**

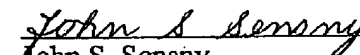
Sir:

In response to the Office Action issued December 7, 2005, applicants respectfully request that the following amendments be entered into this application:

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**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

**Dated:** March 7, 2006  
John S. Sensny

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